

120-mj-00262

## UNITED STATES DISTRICT COURT

for the

Eastern District of California

United States of America

v.  
BLANE LEE SMITH

Case No. 5:20-mj-00033-JLT

Defendant

## ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested) BLANE LEE SMITH

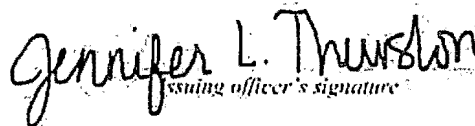
who is accused of an offense or violation based on the following document filed with the court:

- ☒ Indictment   
 ☐ Superseding Indictment   
 ☐ Information   
 ☐ Superseding Information   
 ☒ Complaint  
☐ Probation Violation Petition   
☐ Supervised Release Violation Petition   
☐ Violation Notice   
☐ Order of the Court

This offense is briefly described as follows:

18 U. S. C. 751(a) - Escape from Custody

Date: September 21, 2020



Issuing officer's signature

City and state: Bakersfield, CA

Hon. Jennifer L. Thurston

Printed name and title

## Return

 This warrant was received on (date) 9/23/20  
 at (city and state) Grant Pass, OR

and the person was arrested on (date) 10/27/20

Date: 9/27/20



Arresting officer's signature



Printed name and title

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v.

BLANE LEE SMITH

Case No. 5:20-mj-00033-JLT

Defendant(s)

## CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief:

On or about the date(s) of September 8, 2020 in the county of Kern in the  
Eastern District of California, the defendant(s) violated:*Code Section**Offense Description*

18 U. S. C. 751(a)

Escape

## PENALTIES:

up to 5 years imprisonment;

fine of up to \$250,000.00;

3 years of supervised release;

This criminal complaint is based on these facts:

See attached affidavit

☒ Continued on the attached sheet.Affidavit submitted by email/pdf and attested to me as  
true and accurate by telephone consistent with  
Fed.R.Crim. P. 4.1 and 41(d)(3).

Sworn to before me and signed in my presence.

Date: September 21, 2020City and state: Bakersfield, CASean Hallenbeck*Complainant's signature*Sean Hallenbeck, Deputy U. S. Marshal*Printed name and title*Jennifer L. Thurston*Judge's signature*Hon. Jennifer L. Thurston*Printed name and title*

**AFFIDAVIT**

I, Sean Hallenbeck, first being duly sworn, depose and state:

1. My name is Sean Hallenbeck and I have been a Deputy U.S. Marshal since October 2010. During this time, I have accumulated numerous hours working criminal investigations. I am a graduate of both the Federal Law Enforcement Training Center's Criminal Investigator Training Program and the basic Deputy U.S. Marshal's training academy. I am currently assigned to the Eastern District of California in Bakersfield.

2. Blane Lee SMITH was serving a 37 month custodial sentence for a violation of 18 U.S.C. 922(g)(1)- Possession of a Firearm by a Prohibited Person. He was arrested for this offense on or about January 28, 2019 and sentenced in the District of Colorado on or about November 15, 2019 in case number 1:17-cr-00337-MSK-GPG-1. SMITH was designated to the Federal Correctional Institution (FCI) in Sheridan, OR where he was confined by direction of the Attorney General of the United States

3. At the request of the Kern County Superior Court, SMITH was transferred to the Kern County Jail where he was housed while addressing his state criminal case in the before mentioned Superior court.

4. On September 8, 2020 at approximately 8:30 p.m., SMITH was released in error by the Kern County Jail while still a prisoner with the Bureau of Prisons. It is believed that SMITH was aware that he was obligated to go back to the FCI in Sheridan, OR but did not inform jail staff prior to being released. Efforts have been made by the United States Marshals Service and the Kern County District Attorney's Office to locate SMITH which have not been successful. When SMITH could not be located, the Bureau of Prisons declared the defendant to be on escape status on September 10, 2020.

5. Therefore, I believe that probable cause exists to believe that Blane Lee SMITH did knowingly escape from a facility in which he was lawfully confined at the direction of the Attorney General, in violation of Title 18, United States Code, Sections 751 (a).

*Sean Hallenbeck*

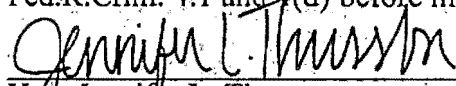
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Sean Hallenbeck  
Deputy U.S. Marshal  
United States Marshals Service

//  
Reviewed and Approved as to form and content  
this 18th day of September, 2020

/s/ Laurel J. Montoya  
Laurel J. Montoya  
Assistant U.S. Attorney

Affidavit submitted by email/pdf and attested to me as true and accurate by telephone consistent with  
Fed.R.Crim. 4.1 and 4(d) before me this 21st day of September, 2020.

  
Hon. Jennifer L. Thurston  
U.S. Magistrate Judge